

STATE BUILDING CODE INTERPRETATION NO. I-11-03

July 28, 2003

The following is offered in response to your July 13, 2003 letter to me in which you seek an official interpretation of the requirements of Section 113.4 of the BOCA National Building Code/1996 portion of the 1999 State Building Code as amended by the State of Connecticut.

Question: “How can a single family residence owner who has completed alteration or construction obtain a Certificate of Occupancy without surrendering an SBC 113.4 right to forbid building official entry?”

Answer: Section 118.3 of the referenced code prohibits occupancy, in whole or in part, of any building or structure erected or altered after October 1, 1970, until the building official certifies that such building or structure substantially complies with the provisions of the State Building Code. Section 113.3 of the referenced code requires that a final inspection be made prior to issuance of the Certificate of Occupancy. Assuming the work in question is within the dwelling unit and can only be inspected by entering the dwelling unit, it would be impossible for a building official to issue a Certificate of Occupancy for any construction that could not be inspected because the person in control of the building denied entry to the building official for the purpose of performing the inspection.